

APPLICATION FOR PERMIT

Serial No. 6236

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office AUG 14 1920
Returned to applicant for correction _____
Corrected application filed _____

The undersigned Henry A. Williams, Florence Williams, Dora Williams, Mamie Williams, Gus Williams. Name of applicant.
of Yerington, County of Lyon,
State of Nevada, hereby make application for
permission to appropriate the public waters of the State of Nevada,
as hereinafter stated. (If applicant is a corporation give date and
place of incorporation.) _____

1. The source of the proposed appropriation is Walker River, Main
Name of stream, lake, or other source.
2. The amount of water applied for is 4½ second-feet.
One second-foot equals 40 miners' inches.
3. The water to be used for irrigation, stock water and domestic
purposes. Irrigation, power, mining, manufacturing, domestic or other use.
4. The water is to be diverted from its source at the following
point: This is an application for change in point of diversion and
Describe as being within a 40-acre subdivision of public survey, or by course and distance to a section-corner. If on unsurveyed land it should be so stated.
place of use of water. (SEE SUPPLEMENTAL SHEET.)

IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

- (a) Number of acres to be irrigated is _____
- (b) Description of land to be irrigated _____
Describe by legal subdivision, or if on unsurveyed land it should be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.
- (c) Irrigation will begin about _____ and end about _____
Month. of each year.
Month.

IF WATER IS TO BE USED FOR POWER, MINING, TRANSPORTATION, OR OTHER USE, SUPPLY THE FOLLOWING INFORMATION:

- (d) Power to be developed is _____ horsepower.
- (e) Works to be located _____
Give 40-acre subdivision on which works will be located, or locate by course and distance to a section-corner.
- (f) Point of return of water to stream _____
Describe in same manner as point of diversion.
- (g) Remarks _____

DESCRIPTION OF PROPOSED WORKS

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits. If water

is to be stored in reservoirs it should be so stated and the location of the reservoir should be given with reference to the legal subdivisions.

5. Estimated cost of works _____

6. Estimated time required to construct works _____

7. Remarks _____

For use of applicant.

_____, Applicant.

By _____

Compared _____

This sheet inspected _____

_____, Engineer.

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed _____ cubic feet per second.

Actual construction work shall begin on or before _____

Proof of commencement of work shall be filed before _____

Work must be prosecuted with reasonable diligence and be completed on or before _____

Proof of completion of work shall be filed before _____

Application of water to beneficial use shall be made on or before _____. Proof of the application of water to beneficial use must be filed with State Engineer on or before _____

WITNESS MY HAND AND SEAL this _____ day

of _____

_____, State Engineer.

SUPPLEMENTAL SHEET.

SERIAL NO. 6236

IN THE OFFICE OF THE STATE ENGINEER OF THE STATE OF NEVADA.

AFFIDAVIT AND PETITION.

IN THE MATTER OF CHANGING the Point of Diversion and place of application and the appurtenance of four and one-half second feet of water, HERETOFORE DIVERTED INTO the Gold Hill Ditch, and hereafter to be diverted into the Campbell Ditch, both ditches being in Mason Valley, Lyon County, Nevada, and taking water from the Main Walker River, as hereafter stated.

Date of first receipt and filing in State Engineer's office AUG 14 1920 Henry A. Williams, of Yerington, Lyon County, being duly sworn, deposes and says:

That affiant, together with his brother, Gus Williams, and his sisters, the Misses Dora, Mayme and Florence Williams have made a contract of purchase of four and one half second feet of water for purposes of irrigation, from Mrs. Wm. Rallens, of Mason Valley, Lyon County, Nevada, the same to be transferred from the Gold Hill Ditch to the Campbell Ditch, and the appurtenance and point of application changed, as hereinafter set forth, subject to the approval of the State Engineer, for which reason and to which end the affiant alleges as follows:

I. That the said four and one half second feet of water was included in the claim of C. Cleaver, Christ. Butler Sol Noel & Co. as the same is recorded in Book A of the Survey Transcript of Esmeralda County, in Lyon County Records, at page 23, said claim being of date December 10, 1873 and Recorded January 2, 1874.

II. That later the said rights did, by a series of transfers, pass, with land to which it was appurtenant, to one William R. Penrose, since deceased, and that the same were assigned to the successors of the said William R. Penrose, deceased, by that certain Decree in the United States District Court for the District of Nevada, made and entered on the 22nd day of March, A.D. 1919, in the action PACIFIC LIVE STOCK COMPANY, a corporation, vs. THOMAS B. RICKEY et al, original defendants, ANTELOPE VALLEY LAND AND CATTLE COMPANY, a corporation, et al, substituted Defendants, HARRIET ESTES et al., Intervening Defendants, as the same is described and decreed on page 58 of the said Final Decree;

III. That the source of the said water supply is the Walker River, Main, in Mason Valley, Lyon County, Nevada.

IV. That the said water has heretofore been conducted to the place of use by means of and through the Gold Hill Ditch, which has for its point of diversion, according to the record above mentioned that point at or near the SW $\frac{1}{4}$ of NW $\frac{1}{4}$ Sec. 36, T. 14 N., R. 25 E., M.D.B. & M.

V. The original persons to whom the said right was allowed were C. Cleaver, Christ Butler and Sol Noel & Co.

VI. That said water is and has been used for the purpose of irrigation, stock water and domestic purposes.

VII. That the said water has heretofore been used as part of the amount decreed and appurtenant to the following described lands, to wit:

E $\frac{1}{2}$, E $\frac{1}{2}$ W $\frac{1}{2}$, W $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 2, NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{2}$ Sec. 3, W $\frac{1}{2}$ NE $\frac{1}{2}$, E $\frac{1}{2}$ NW $\frac{1}{2}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, W $\frac{1}{2}$ E $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{2}$, SE $\frac{1}{4}$ Sec. 11, T. 14 N., R. 25 E., S $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 23, S $\frac{1}{2}$ Sec. 24, W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 25, E $\frac{1}{2}$ W $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{2}$, N $\frac{1}{2}$ SE $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 26, NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 27; W $\frac{1}{2}$ Sec. 34; S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ Sec. 34; SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ E $\frac{1}{2}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$ Sec. 35; W $\frac{1}{2}$ W $\frac{1}{2}$ Sec. 36, T. 15 N., R. 25 E. The same aggregating, according to the said final Decree, to 2000 acres.

VIII. That the actual amount of the said water as decreed in the said Final Decree is 36.64 second feet:

IX. The water hereby sought to have transferred is to be diverted by the above mentioned Campbell Ditch, at present sufficiently large to carry 25 second feet, but which, with not over \$400 expense can be made large enough to carry 35 second feet.

X. The said water has been beneficially used as follows; 2 $\frac{1}{2}$ feet thereof as of the year 1874 and 2 feet as of 1880, and ever since the said dates.

XI. That the point of diversion of the said Campbell Ditch is in the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Sec. 15, T. 13 N., R. 25 E. M.D.B. & M. as read from the maps of the Walker River Irrigation District, in their office at Yerington, Nevada.

XII. That the said 4 & $\frac{1}{2}$ second feet of water are to be used upon and become appurtenant to the West half of Section Thirty-three (33); the South-west Quarter of Section twenty-eight (28); the South half of the NW Quarter of Section twenty-eight (28); the South-east quarter of the South-east quarter of Section twenty-nine (29); the east half of the north-east quarter of Section thirty-two (32); and the north-east quarter of the south-east quarter of Section thirty-two (32), all in Township Fourteen (14) North, Range twenty-five (25) East, Mount Diablo Base and Meridian, being the premises known as the "Sand Ranch".
XIII. That the said water will be used for agricultural purposes on the above described premises, beginning about May 15 and extending to about October 15 of each year, through and by means of the Campbell Ditch above mentioned, as the same is now constructed or may be enlarged, and that the same will be put to immediate beneficial use upon said premises, as soon as it can be obtained.
XIV. That the affiant, together with Gus Williams, and the Misses Dora, Mayme and Florence Williams are the owners of the lands above described as the "Sand Ranch".
XV. That a large portion of the ranch above named as the "Sand Ranch" is under cultivation but that there is not an adequate water right to properly irrigate the whole thereof and that his affidavit and petition is made in good faith and as part of a bona fide effort to secure a better water right for the said lands, and not for speculative purposes.

Henry A. Williams.

Subscribed and sworn to before me this 9th day of August, 1920.

Robert L. Waggoner,

(S E A L)

Notary Public.

WHEREFORE the undersigned do respectfully petition that proper Notice be published and the other authorized and proper legal steps be taken and allowed, so as to secure to your petitioners the lawful right to use and apply the above described amounts of water from the Main Walker River, Mason Valley, Lyon County, Nevada, to the lands belonging to petitioners, as above set forth.

Respectfully submitted:

Henry A. Williams

Florence Williams

Dora Williams

Mamie Williams

Gus Williams

Robert L. Waggoner, Yerington, Nevada,
Attorney for Petitioners.

Compared FP Jones

PROTESTED by Lucile Rice and George Rice, October 15th, 1920.

APPROVAL OF STATE ENGINEER.

This is to certify that I have examined the foregoing application and do hereby grant the same, subject to the following limitations and conditions:

The intent and purpose of this application is to change 2.5 second feet of water with a priority of 1874 and 2 second feet of water with priority of 1880, making a total of 4.5 second feet, from the water right decreed Sarah Jane Rollens et al. through the Gold Hill ditch as set forth on page 58 of decree NO. 731 emanating from the U. S. District Court for District of Nevada to the lands of Henry A. Williams et al. through the Campbell ditch as set forth on page 60 of said decree. By the approval of the application the total water right of Sarah Jane Rollens et al., will be decreased from 36.64 second feet to 32.14 second feet and the water rights of Henry A. Williams et al., as set forth on page 60 of said decree will be augmented by the addition of the 4.5 second feet, which when added to the 2.88 second feet already allowed in said decree, makes a total of 7.38 second feet for lands of said Henry A. Williams et al. The application is approved with the understanding that no prior existing rights will be affected by such change, and that no additional rights are granted herein.

It is also understood that the conditions of the approval of this application, as regards the extent of the water right which is taken as a basis for the change allowed, is subject to such subsequent modifications as may be made in Decree No. 731 heretofore mentioned.

The State reserves the right to regulate the use of water under the change authorized by this permit at any time in accordance with the stipulation, or any modification thereof, in said U. S. District Court Decree No. 731 to which reference is heretofore made.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed the amount above specified, namely 4.5 second feet.

Actual construction work shall begin on or before October 30, 1922.

Proof of commencement of work shall be filed before November 30, 1922.

Work must be prosecuted with reasonable diligence and be completed on or before October 30, 1923.

Proof of completion of work shall be filed before November 30, 1923.

Application of water to beneficial use shall be made on or before October 30, 1925.

Proof of the application of water to beneficial use must be filed with State Engineer on or before November 30, 1925.

Proof of labor filed JAN 19 1923

WITNESS MY HAND AND SEAL this 30th day of June, 1922.

Proof of completion of work filed JAN 19 1923

MADE JAN 19 1923 (Cultural)

J. R. Sengler
State Engineer.

Proof of beneficial use filed FEB -5 1923

Specs No. 706 Filed March 8 1923 - 4.5 c.f.s.
Recorded 3-22-1923 L
Lyon Co. County Clerk

Compared Chas. J. CR

